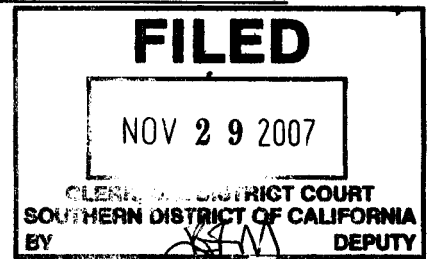


AO 455 (Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

JOSE EPIFANIO GARCIA

CASE NUMBER: 07cr 3229-JAH

I, JOSE EPIFANIO GARCIA, the above named defendant, who is accused of Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony); being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 11-29-07 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

Jose E. Garcia
Defendant

Theresa L. Garcia
Counsel for Defendant

Before

[Signature]
JUDICIAL OFFICER